

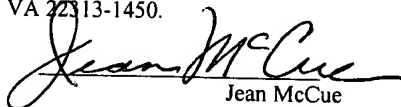


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June 9, 2003


Jean McCue

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: I. Goldschneider, et al.)
Serial No: 09/823,933)
Filed: 3/30/2001)
For: Hybrid Cytokine of IL-7 and)
β-Chain of Hepatocyte)
Growth Factor)
Art Unit: 1646)
Examiner: Prema Maria Mertz)

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Commissioner of Patents
P. O. Box 1450
Alexandria, VA 22313-1450

June 9, 2003

RESPONSE TO RESTRICTION REQUIREMENT (2)

Sir:

In response to the Office Action dated May 9, 2003 requiring restriction, Applicant elects for further prosecution in this application the invention of Group I comprising claims 32-40 and 45-52 directed to a hybrid cytokine protein comprising IL-7 and the β-chain of HGF, a composition thereto, and a method of making the hybrid cytokine protein.

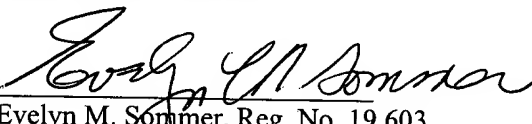
The Applicant reserves his right to duly file further divisional applications directed to the non-elected invention.

It is noted for the record that there was an earlier restriction requirement (Office Action of July 2, 2002) and that in response thereto the Applicant elected the invention of Group I drawn to a hybrid cytokine comprising a polypeptide with predetermined identities to two distinct cytokines (for example, IL-7 and beta chain of HGF) with an oligosaccharide linker, and a recombinant method of making the product and using it for treatment of lymphocyte related

disorders. In this instance, the Applicant reserved the right to pursue the non-elected claims by duly filing further divisional application(s) directed to the non-elected invention.

Action on the merits of the elected invention~~s~~are respectfully requested.

Respectfully submitted,

By: 
Evelyn M. Sommer, Reg. No. 19,603
Cummings & Lockwood
P. O. Box 1960
New Haven, CT 06509-1960
Tele: (203) 351-4229
FAX: (203) 351-4535

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